



IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

COMBINED INSURANCE
COMPANY OF AMERICA,

Plaintiff,

v.

BERNARD P. WIEST, JR.,

Defendant.

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Civil Action No. 7:08CV00218

ORDER

By: Hon. Glen E. Conrad
United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ORDERED

that the defendant's motion to dismiss is **DENIED**.

The Clerk is directed to send certified copies of this order and the accompanying
memorandum opinion to all counsel of record.

ENTER: This 11th day of August, 2008.

United States District Judge